

# House File 611 - Reprinted

HOUSE FILE \_\_\_\_\_  
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO HSB 87)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to human growth and development and health  
2 education under the educational standards, requiring school  
3 districts to provide curricular information to agencies and  
4 organizations upon request, and providing related duties for  
5 the director of the department of education.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
7 TLSB 1954HV 82  
8 kh/gg/14

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1 1 Section 1. Section 256.9, subsection 54, Code 2007, is  
1 2 amended to read as follows:  
1 3 54. a. Develop and make available to school districts,  
1 4 examples of age-appropriate and research-based materials and  
1 5 lists of resources which parents may use to teach their  
1 6 children to recognize unwanted physical and verbal sexual  
1 7 advances, to not make unwanted physical and verbal sexual  
1 8 advances, to effectively reject unwanted sexual advances, that  
1 9 it is wrong to take advantage of or exploit another person,  
1 10 about the dangers of sexual exploitation by means of the  
1 11 internet including specific strategies to help students  
1 12 protect themselves and their personally identifiable  
1 13 information from such exploitation, and about counseling,  
1 14 medical, and legal resources available to survivors of sexual  
1 15 abuse and sexual assault, including resources for escaping  
1 16 violent relationships. The materials and resources shall  
1 17 cover verbal, physical, and visual sexual harassment,  
1 18 including nonconsensual sexual advances, and nonconsensual  
1 19 physical sexual contact. In developing the materials and  
1 20 resource list, the director shall consult with entities that  
1 21 shall include, but not be limited to, the departments of human  
1 22 services, public health, and public safety, education  
1 23 stakeholders, and parent-teacher organizations. School  
1 24 districts shall provide age-appropriate and research-based  
1 25 materials and a list of available community and web-based  
1 26 resources to parents at registration and shall also include  
1 27 the age-appropriate and research-based materials and resource  
1 28 list in the student handbook. School districts are encouraged  
1 29 to work with their communities to provide voluntary parent  
1 30 education sessions to provide parents with the skills and  
1 31 appropriate strategies to teach their children as described in  
1 32 this subsection. School districts shall incorporate the  
1 33 age-appropriate and research-based materials into relevant  
1 34 curricula and shall reinforce the importance of preventive  
1 35 measures when reasonable with parents and students.

2 1 b. Make available scientifically based research studies in  
2 2 the area of health and wellness literacy for use by school  
2 3 districts and nonpublic schools in educating students. The  
2 4 content shall include but not be limited to research on  
2 5 instructional materials and teaching strategies that have  
2 6 proven effective in teaching students the knowledge and skills  
2 7 included in paragraph "a" and section 256.11. School  
2 8 districts are encouraged to incorporate as much of this  
2 9 material as practical.

2 10 Sec. 2. Section 256.11, subsections 3 and 4, Code 2007,  
2 11 are amended to read as follows:

2 12 3. The following areas shall be taught in grades one  
2 13 through six: English=language arts, social studies,  
2 14 mathematics, science, health, age-appropriate and  
2 15 research-based human growth and development, physical

2 16 education, traffic safety, music, and visual art. The health  
2 17 curriculum shall include the characteristics of communicable  
2 18 diseases including acquired immune deficiency syndrome. The  
2 19 state board as part of accreditation standards shall adopt  
2 20 curriculum definitions for implementing the elementary  
2 21 program.

2 22 4. The following shall be taught in grades seven and  
2 23 eight: English=language arts; social studies; mathematics;  
2 24 science; health; age=appropriate and research=based human  
2 25 growth and development, family, consumer, career, and  
2 26 technology education; physical education; music; and visual  
2 27 art. The health curriculum shall include age=appropriate and  
2 28 research=based information regarding the characteristics of  
2 29 sexually transmitted diseases, including HPV and the  
2 30 availability of a vaccine to prevent HPV, and acquired immune  
2 31 deficiency syndrome. The state board as part of accreditation  
2 32 standards shall adopt curriculum definitions for implementing  
2 33 the program in grades seven and eight. However, this  
2 34 subsection shall not apply to the teaching of family,  
2 35 consumer, career, and technology education in nonpublic  
3 1 schools. For purposes of this section, "age appropriate",  
3 2 "HPV", and "research=based" mean the same as defined in  
3 3 section 279.50.

3 4 Sec. 3. Section 256.11, subsection 5, paragraph j, Code  
3 5 2007, is amended to read as follows:

3 6 j. One unit of health education which shall include  
3 7 personal health; food and nutrition; environmental health;  
3 8 safety and survival skills; consumer health; family life;  
3 9 age=appropriate and research=based human growth and  
3 10 development; substance abuse and nonuse; emotional and social  
3 11 health; health resources; and prevention and control of  
3 12 disease, including age=appropriate and research=based  
3 13 information regarding sexually transmitted diseases, including  
3 14 HPV and the availability of a vaccine to prevent HPV, and  
3 15 acquired immune deficiency syndrome.

3 16 Sec. 4. Section 279.50, Code 2007, is amended to read as  
3 17 follows:

3 18 279.50 HUMAN GROWTH AND DEVELOPMENT INSTRUCTION.

3 19 1. Each school board shall provide instruction in  
3 20 kindergarten which gives attention to experiences relating to  
3 21 life skills and human growth and development as required in  
3 22 section 256.11. School districts shall use research provided  
3 23 in section 256.9, subsection 54, paragraph "b", to evaluate  
3 24 and upgrade their instructional materials and teaching  
3 25 strategies for human growth and development.

3 26 2. Each school board shall provide age=appropriate and  
3 27 research=based instruction in human growth and development  
3 28 including instruction regarding human sexuality, self-esteem,  
3 29 stress management, interpersonal relationships, domestic  
3 30 abuse, HPV and the availability of a vaccine to prevent HPV,  
3 31 and acquired immune deficiency syndrome as required in section  
3 32 256.11, in grades one through twelve.

3 33 3. Each school board shall annually provide to a parent or  
3 34 guardian of any pupil enrolled in the school district,  
3 35 information about the human growth and development curriculum  
4 1 used in the pupil's grade level and the procedure for  
4 2 inspecting the instructional materials prior to their use in  
4 3 the classroom.

4 4 4. Each school district shall, upon request by any agency  
4 5 or organization, provide information about the human growth  
4 6 and development curriculum used in each grade level and the  
4 7 procedure for inspecting and updating the instructional  
4 8 materials.

4 9 5. A pupil shall not be required to take instruction in  
4 10 human growth and development if the pupil's parent or guardian  
4 11 files with the appropriate principal a written request that  
4 12 the pupil be excused from the instruction. Notification that  
4 13 the written request may be made shall be included in the  
4 14 information provided by the school district.

4 15 6. Each school board or community college which offers  
4 16 general adult education classes or courses shall periodically  
4 17 offer an instructional program in parenting skills and in  
4 18 human growth and development for parents, guardians,  
4 19 prospective biological and adoptive parents, and foster  
4 20 parents.

4 21 7. Each area education agency shall periodically offer  
4 22 a staff development program for teachers who provide  
4 23 instruction in human growth and development.

4 24 8. The department of education shall identify and  
4 25 disseminate information about early intervention programs for  
4 26 students who are at the greatest risk of suffering from the

4 27 problem of dropping out of school, substance abuse, adolescent  
4 28 pregnancy, or suicide.

4 29 9. For purposes of this section and sections 256.9 and  
4 30 256.11, unless the context otherwise requires:

4 31 a. "Age-appropriate" means topics, messages, and teaching  
4 32 methods suitable to particular ages or age groups of children  
4 33 and adolescents, based on developing cognitive, emotional, and  
4 34 behavioral capacity typical for the age or age group.

4 35 b. "HIV" means HIV as defined in section 141A.1.

5 1 c. "HPV" means human papilloma virus as defined by the  
5 2 centers for disease control and prevention of the United  
5 3 States department of health and human services.

5 4 d. "Research-based" means all of the following:

5 5 (1) Complete information that is verified or supported by  
5 6 the weight of research conducted in compliance with accepted  
5 7 scientific methods; recognized as medically accurate and  
5 8 objective by leading professional organizations and agencies  
5 9 with relevant expertise in the field, such as the American  
5 10 college of obstetricians and gynecologists, the American  
5 11 public health association, the American academy of pediatrics,  
5 12 and the national association of school nurses; and published  
5 13 in peer-reviewed journals where appropriate.

5 14 (2) Information that is free of racial, ethnic, sexual  
5 15 orientation, and gender biases.

5 16 10. To the extent not inconsistent with this section and  
5 17 section 256.11, an accredited nonpublic school may also choose  
5 18 curriculum in accordance with doctrinal teachings for the  
5 19 human sexuality component of the human growth and development  
5 20 requirements of this section and section 256.11.

5 21 11. Nothing in this section or section 256.11 shall be  
5 22 construed to prohibit a school or school district from  
5 23 developing and making available abstinence-based or  
5 24 abstinence-only materials pursuant to the requirements of  
5 25 section 256.9, subsection 54, and from offering an  
5 26 abstinence-based or abstinence-only curriculum in meeting the  
5 27 human sexuality component of the human growth and development  
5 28 requirements of this section and section 256.11.

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